

**CALENDAR ITEM  
C32**

A 9

12/18/15

S 3

PRC 5045.1  
G. Asimakopoulos

**GENERAL LEASE – RECREATIONAL USE**

**APPLICANT:**

Mark G. Scribner, Jr. and Lorraine G. Scribner, as Trustees of the Mark G. and Lorraine G. Scribner Family Trust, dated April 21, 1995

**AREA, LAND TYPE, AND LOCATION:**

Sovereign land located in the Sacramento River, adjacent to 9181 River Road, near the city of Sacramento, Sacramento County.

**AUTHORIZED USE:**

Continued use and maintenance of two existing wood pilings.

**LEASE TERM:**

10 years, beginning December 18, 2015.

**CONSIDERATION:**

\$125 per year, with an annual Consumer Price Index adjustment.

**SPECIFIC LEASE PROVISIONS:**

Liability insurance in an amount no less than \$1,000,000 per occurrence.

**OTHER PERTINENT INFORMATION:**

1. Applicant owns the upland adjoining the lease premises.
2. On October 29, 1990, the Commission authorized a 10-year Recreational Pier Lease to Mark G. Scribner and Lorraine G. Scribner for a floating boat dock and walkway. That lease expired on August 20, 2000. Since the expiration of the lease, Commission staff continued to contact the lessee to enter into a new lease; however, an application was not received until July 27, 2015. On March 2, 2005, the upland parcel was deeded to Mark G. Scribner, Jr. and Lorraine G. Scribner, as Trustees of the Mark G. and Lorraine G. Scribner Family Trust, dated April 21, 1995. The Applicant is now applying for a General Lease – Recreational Use.

CALENDAR ITEM NO. **C32** (CONT'D)

3. The dock was washed away many years ago, and the two wood pilings are all that remain of the previously authorized facilities. Staff recommends that the two existing wood pilings be brought under lease.
4. The staff recommends that the Commission find that this activity is exempt from the requirements of the California Environmental Quality Act (CEQA) as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

Authority: Public Resources Code section 21084 and California Code of Regulations, Title 14, section 15300 and California Code of Regulations, Title 2, section 2905.

5. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code section 6370 et seq., but such activity will not affect those significant lands. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

**EXHIBITS:**

- A. Land Description
- B. Site and Location Map

**RECOMMENDED ACTION:**

It is recommended that the Commission:

**CEQA FINDING:**

Find that the activity is exempt from the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15061 as a categorically exempt project, Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

**SIGNIFICANT LANDS INVENTORY FINDING:**

Find that this activity is consistent with the use classification designated by the Commission for the land pursuant to Public Resources Code section 6370 et seq.

CALENDAR ITEM NO. **C32** (CONT'D)

**AUTHORIZATION:**

Authorize issuance of a General Lease – Recreational Use to Mark G. Scribner, Jr. and Lorraine G. Scribner, as Trustees of the Mark G. and Lorraine G. Scribner Family Trust, dated April 21, 1995, beginning December 18, 2015, for a term of 10 years, for the continued use and maintenance of two existing wood pilings previously authorized by the Commission, as described in Exhibit A and shown on Exhibit B (for reference purposes only) attached and by this reference made a part hereof; annual rent in the amount of \$125, with an annual Consumer Price Index adjustment; and liability insurance in an amount no less than \$1,000,000 per occurrence.

## **EXHIBIT A**

**PRC 5045.1**

### **LAND DESCRIPTION**

Two parcels of tide and submerged land situated in the bed of the Sacramento River, lying adjacent to Swamp and Overflow Lands survey 268, patented September 13, 1888, County of Sacramento, State of California, more particularly described as follows:

#### **PARCELS 1 & 2 - PILINGS**

All those lands underlying two circular parcels being 14" diameter wood pilings, lying adjacent to that parcel described in Trust Transfer Deed recorded March 2, 2005 as Document Number 20050302 at Page 1869 in Official Records of Sacramento County.

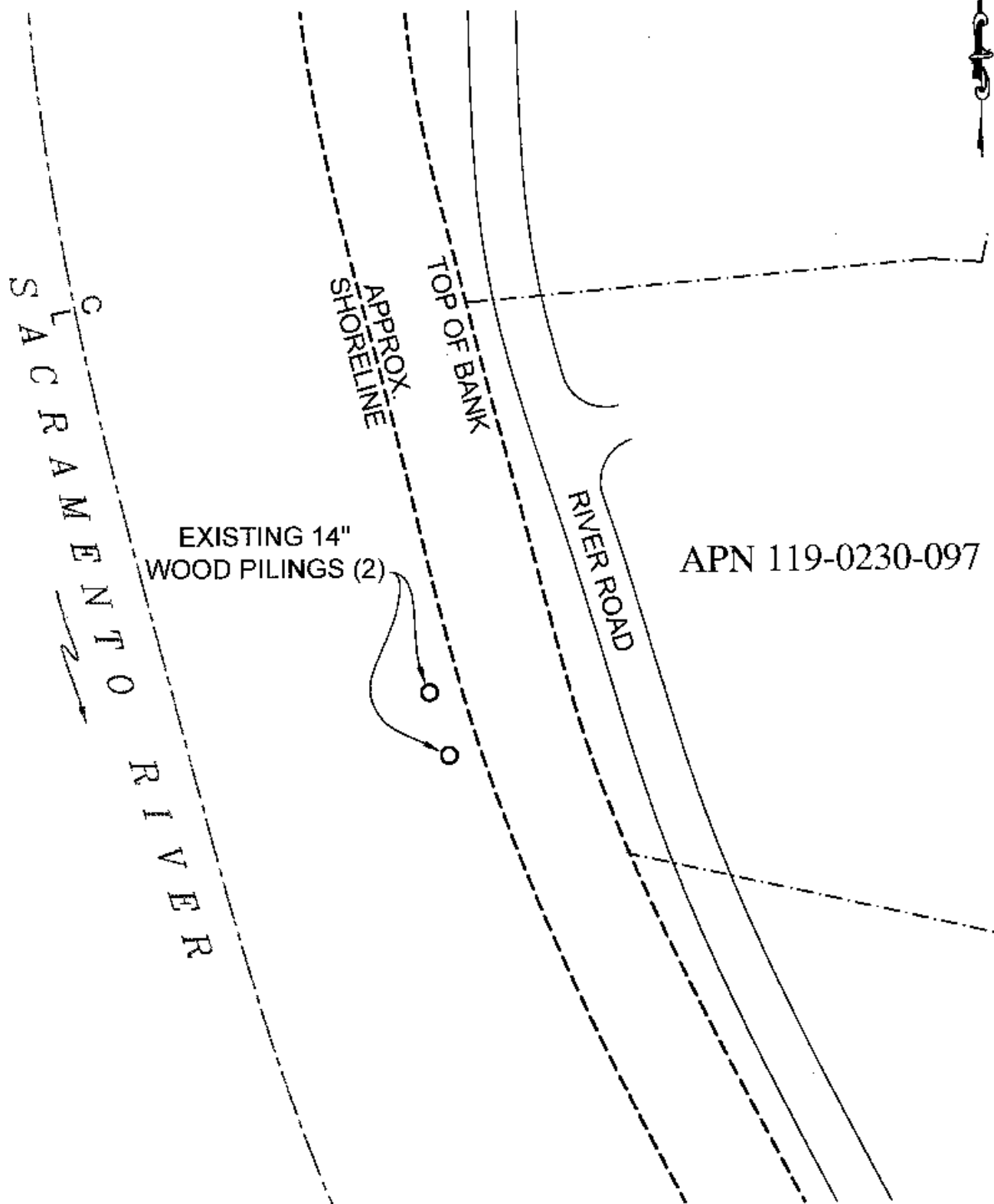
EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of the left bank of the Sacramento River.

Accompanying plat is hereby made part of this description.

### **END OF DESCRIPTION**

Prepared 09/25/2015 by the California State Lands Commission Boundary Unit.





## EXHIBIT A

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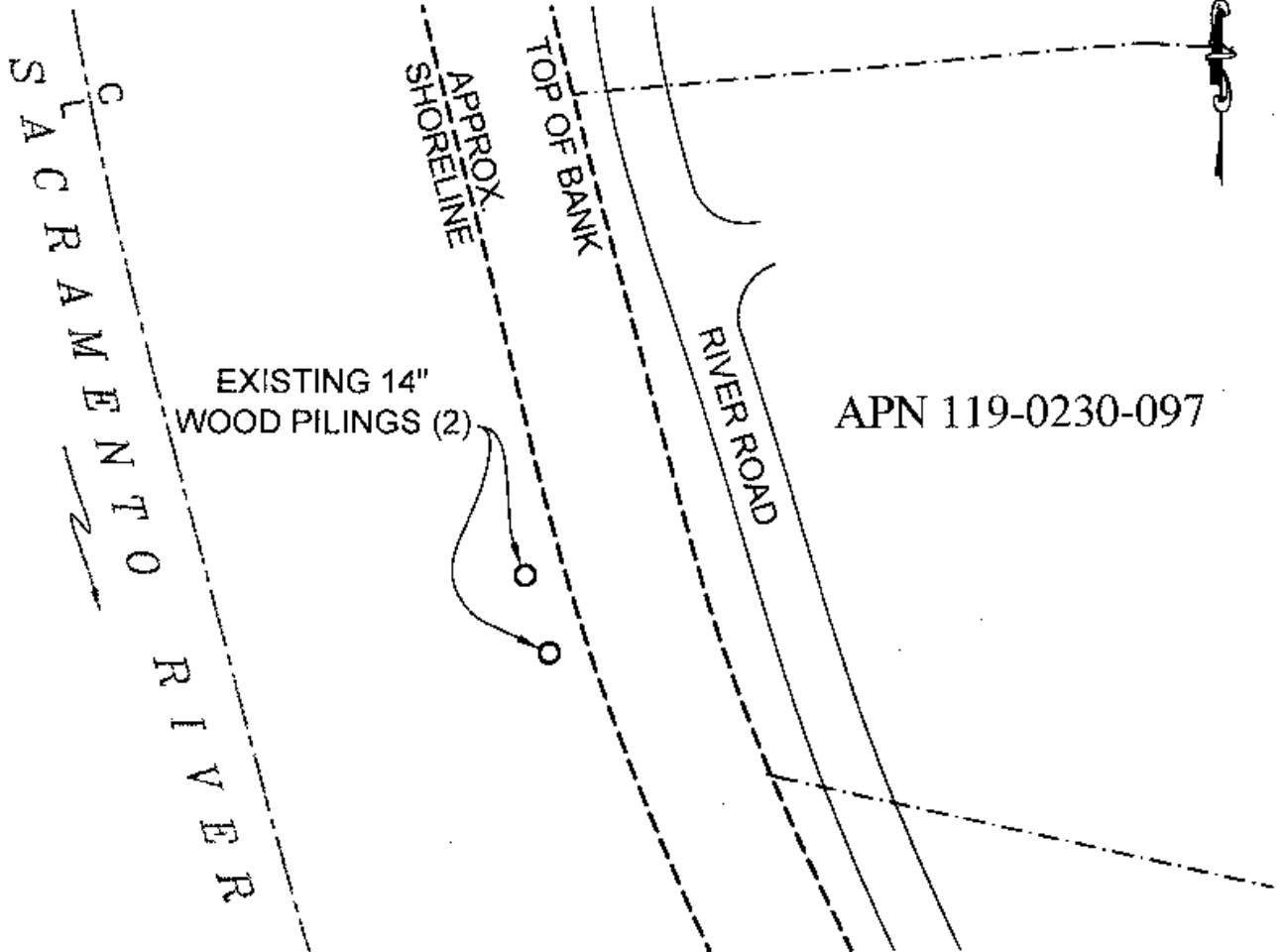
LAND DESCRIPTION PLAT  
PRC 5045.1, SCRIBNER FAMILY TRUST  
SACRAMENTO COUNTY

CALIFORNIA STATE  
LANDS COMMISSION



NO SCALE

## SITE



9181 RIVER ROAD, NEAR THE CITY OF SACRAMENTO

NO SCALE

## LOCATION



MAP SOURCE: USGS QUAD

This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

## **Exhibit B**

PRC 5045.1  
SCRIBNER FAMILY TRUST  
APN 119-0230-097  
GENERAL LEASE -  
RECREATIONAL USE  
SACRAMENTO COUNTY



RGE 00/25/15